

## Our appeal to the FCC

We are appealing this decision with the FCC as we believe that USAC erred in denying these FRNs. Basically the reason USAC gave for denying these FRNs was because the school did not use the service provider listed on the form 471. As the school obviously provided documentation that supports that the services requested in the FRN were delivered during the funding year (just not with the service provider listed on for 471). And in reality there was no reason to deny these FRNs for multiple reasons:

1- Since the service provider selected on the 471 was no longer providing service a school is eligible to select a new service provider (as a correctional SPIN change). And according to USAC guidelines the time to file a correctional spin change is “no earlier than the date of your RAL, and **no later than the last date to submit an invoice**” (so school was entitled to file for a correctional SPIN Change after the FCDL).

2- Also it is standard USAC procedure when you submit documentation that shows a different service provider than was entered on the 471, that USAC comes back for a clarification and in a case that original provider is not providing any service that reviewer will initiate a spin change.

3 – Also as previously mentioned during the USAC review from Machado Glisban who asked the school to provide documentation to verify service delivery, I brought this to her attention that these invoices are from a different service provider from what was entered on the for 471, I also advised her of our intention to file for a Correctional SPIN Change, I asked her if I should submit a RAL at that time. Her response to me was, I should not file for any changes at this time, and that she will make the changes and let me know if there are any other questions or if additional information is needed

We appreciate this opportunity.



Leah lax

Consultant